

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

ANGEL MEEKS,

Civil No. 10-1029 (JRT/JJK)

Petitioner,

v.

CITY OF SAINT PAUL, INC., MAYOR
CHRISTOPHER B. COLEMAN, JULIE
KLEINSCHMIDT, JOHN DOE, JANE
DOE, and ROES,

**ORDER ADOPTING THE REPORT
AND RECOMMENDATION OF THE
MAGISTRATE JUDGE**

Respondents.

Angel Meeks, 15 West Kellogg Boulevard, Ramsey County District Court,
Room 170, Housing Division, Saint Paul, MN 55102-16189, petitioner *pro
se*.

On March 30, 2010, Angel Meeks filed a *pro se* complaint against the above-named defendants and an application for leave to proceed *in forma pauperis* (“IFP”) in district court. (*See* Docket Nos. 1-2.) On April 5, 2010, United States Magistrate Judge Jeffrey J. Keyes filed a Report and Recommendation recommending that the Court deny Meeks’ application to proceed IFP and summarily dismiss this action pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii). Meeks then filed two documents that the Court construes as objections to the Report and Recommendation. (*See* Docket Nos. 5-6.) After *de novo* review, *see* 28 U.S.C. § 636(b)(1)(C); D. Minn. Local Rule 72.2, the Court overrules the objections and adopts the Report and Recommendation of the Magistrate Judge.

The Court will deny an application to proceed IFP and dismiss a case if it determines that “the action . . . fails to state a claim on which relief may be granted.” 28 U.S.C. § 1915(e)(2)(B)(ii). The Court liberally construes *pro se* pleadings, but “such pleadings may not be merely conclusory: the complaint must allege facts, which if true, state a claim as a matter of law.” *Martin v. Aubuchon*, 623 F.2d 1282, 1286 (8th Cir. 1980).

Like the Magistrate Judge, the Court is unable identify any claims in Meeks’ complaint, a legal basis or facts supporting such claims, or any relief that Meeks requests. (See generally Compl., Docket No. 1.) Meeks’ objections suggest that she alleges that her landlord breached the terms of a lease agreement, (see Objections at 2-4, Docket No. 6), but the complaint does not allege facts or legal theories supporting such a claim. Accordingly, the Court denies Meeks’ application to proceed IFP and dismisses without prejudice Meeks’ complaint.¹ See 28 U.S.C. § 1915(e)(2)(B)(ii).

ORDER

Based on the foregoing and the records, files, and proceedings herein, the Court **OVERRULES** petitioner’s objections to the Report and Recommendation [Docket Nos. 5-6], and **ADOPTS** the Report and Recommendation of the Magistrate Judge dated April 5, 2010, [Docket No. 4]. Accordingly, **IT IS HEREBY ORDERED** that:

¹ To the extent that Meeks wishes to pursue a claim relating to a breach of a lease agreement or some variation of that claim, the Court commends to Meeks the Ramsey County Housing and Conciliation Court Self-Help Center, which is located on the eighteenth floor of the Ramsey County Courthouse, located at 15 Kellogg Boulevard West in Saint Paul, Minnesota. Walk-in hours for the Center are Tuesdays from 1:00 to 4:00 P.M.

1. Petitioner's application to proceed *in forma pauperis* [Docket No. 2] is
DENIED.

2. Petitioner's Complaint [Docket No. 1] is **DISMISSED without prejudice.**

IT IS FURTHER HEREBY ORDERED that:

3. Petitioner's motion [Docket no. 9] is **DENIED as moot.**

LET JUDGMENT BE ENTERED ACCORDINGLY.

DATED: June 23, 2010
at Minneapolis, Minnesota.

s/ *John R. Tunheim*
JOHN R. TUNHEIM
United States District Judge